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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant  
application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/691,490
Filing Date	October 18, 2000
Examiner Name	Lamarre, Guy J.
First Named Inventor	Humberto Rodriguez
Group Art Unit	2133
Attorney Docket Number	EMC00-22(00076)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  
**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0901
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ 910.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print /Type)	James F. Thompson, Esq.	Registration No. (Attorney/Agent)	36,699
Signature	<i>James F. Thompson</i>	Date	January 4, 2005

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print /Type)	Tammy L. Rosado	Date	January 4, 2005
Signature	<i>Tammy L. Rosado</i>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.



ATTORNEY'S DOCKET NO. EMC00-22(00076)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Humberto Rodriguez and Natan Vishlitzky  
Serial No.: 09/691,490  
For: APPARATUS AND METHODS FOR DETECTING ERRORS IN DATA  
Filing Date: October 18, 2000  
Examiner: Lamarre, Guy J.  
Art Unit: 2133  
Conf. No.: 5123

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Certificate of Mailing Under 37 C.F.R. §1.8

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Date: January 4, 2005

By: Tammy L. Rosado  
(Typed or printed name of person mailing  
Document, whose signature appears below)

Signature: Tammy L. Rosado

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MAIL STOP RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

**TRANSMITTAL LETTER**

Sir:

Enclosed is/are:

- 2 -


- [x] Transmittal Letter (this form, 2 pages, in duplicate), Total Pages: 4;
- [x] Petition for One-Month Extension of Time, Total Pages: 2;
- [x] Request for Continued Examination (RCE) Transmittal, Total pages: 1;
- [x] Return Receipt Pre-paid Postcard (in duplicate), Total Postcards: 2;
- [x] Check in the amount of \$910.00

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims	29	- 35	0	X \$50.00	= \$0.00
Independent Claims	6	- 6	0	X \$200.00	= \$0.00
Request for Continued Examination (RCE) Fee					\$790.00
One Month Extension of Time					\$ 120.00
<b>TOTAL ADDITIONAL FEES</b>					<b>\$910.00</b>

Applicant hereby petitions for any extension of time which is required to maintain the pendency of this case. If there is a fee occasioned by this response, including an extension fee, that is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 50-0901.

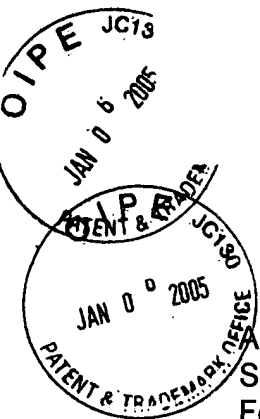
If the enclosed papers or fees are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (508) 366-9600, in Westborough, Massachusetts.

Respectfully submitted,

  
James F. Thompson, Esq.  
Attorney for Applicant  
USPTO Registration No.: 36,699  
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Westborough Office Park  
1700 West Park Drive  
Westborough, Massachusetts 01581  
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Facsimile: (508) 616-9805

Attorney Docket No.: EMC00-22(00076)

Dated: January 4, 2005



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Date: January 4, 2005

By: Tammy L. Rosado  
(Typed or printed name of person mailing  
Document, whose signature appears below)

Signature: *Tammy L. Rosado*

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Mail Stop RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313

Sir:

**AMENDMENT WITH REQUEST FOR CONTINUED EXAMINATION (RCE)**

In response to the final Office Action dated September 9, 2004 and the Advisory Action dated December 14, 2004, please amend the above-identified Application as follows: